

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

MYLAN PHARMACEUTICALS, INC.,	:	
	:	
Plaintiff,	:	
	:	Civil Action No. 14-2094 (ES)
v.	:	
	:	ORDER
CELGENE CORPORATION,	:	
	:	
Defendant.	:	
	:	

SALAS, DISTRICT JUDGE

It is, on this 22nd day of December 2014,

ORDERED that Plaintiff's motion to dismiss the Complaint, (D.E. No. 17) is denied

without prejudice in part and granted in part; and it is further

ORDERED that counts 5-7 of the Complaint are dismissed *without prejudice*; and it is

further

ORDERED that the portions of counts 8 and 9 of the Complaint arising under New

Jersey Antitrust Act Section 56:9-3 are dismissed *without prejudice*; and it is further

ORDERED that Plaintiff's motion to dismiss the Complaint is denied with respect to all

remaining counts.

s/Esther Salas
Esther Salas, U.S.D.J.